

1-1 By: Harris S.B. No. 1013  
1-2 (In the Senate - Filed March 4, 2005; March 14, 2005, read  
1-3 first time and referred to Committee on Intergovernmental  
1-4 Relations; April 21, 2005, reported favorably by the following  
1-5 vote: Yeas 5, Nays 0; April 21, 2005, sent to printer.)

1-6 A BILL TO BE ENTITLED  
1-7 AN ACT

1-8 relating to the use of private legal counsel by certain hospital  
1-9 districts.

1-10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-11 SECTION 1. Subsections (b) and (d), Section 281.056, Health  
1-12 and Safety Code, are amended to read as follows:

1-13 (b) The district may employ or contract with private legal  
1-14 counsel to represent the district on any legal matter. If the  
1-15 district does not employ or contract with private legal counsel on a  
1-16 legal matter, the [The] county attorney, district attorney, or  
1-17 criminal district attorney, as appropriate, with the duty to  
1-18 represent the county in civil matters shall represent the district  
1-19 [in all legal matters].

1-20 (d) If the district receives legal services from a county  
1-21 attorney, district attorney, or criminal district attorney, the  
1-22 [The] district shall contribute sufficient funds to the general  
1-23 fund of the county for the account of the budget of the county  
1-24 attorney, district attorney, or criminal district attorney, as  
1-25 appropriate, to pay all additional salaries and expenses incurred  
1-26 by that officer in performing the duties required by the district.

1-27 SECTION 2. Subsection (c), Section 281.056, Health and  
1-28 Safety Code, is repealed.

1-29 SECTION 3. This Act takes effect immediately if it receives  
1-30 a vote of two-thirds of all the members elected to each house, as  
1-31 provided by Section 39, Article III, Texas Constitution. If this  
1-32 Act does not receive the vote necessary for immediate effect, this  
1-33 Act takes effect September 1, 2005.

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